

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, November 24, 2008 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 11-20-2008

A-1 REGULAR MEETING: (Retiring Town Council):

1. President Durfee:
 - a. Call Meeting to Order
 - b. Pledge of Allegiance to the Flag
 - c. Town Clerk Takes Roll Call
 - d. Approval of Minutes
 1. Approval of Executive Session Minutes November 10, 2008
 2. Approval of Executive Session Minutes October 27, 2008
 3. Approval of Executive Session Minutes October 14, 2008
 4. Approval of Executive Session Minutes September 12, 2008
 - e. Remarks by Retiring Council Members Wishing To Speak
 - f. Remarks by Retiring Town Council President
 - g. Introduction of the Honorable State Senator Mr. Walter S. Felag, Jr.
Swearing-in of Newly Elected Officials

A-2 SWEARING IN CEREMONY:

1. Honorable State Senator Walter S. Felag, Jr.
 - a. Swearing-in of Town Clerk, Town Council, Judge of Probate, Town Sergeant, Budget Committee and Treasurer (Subject to Certification by BOC)
 - b. Introduce Town Clerk, Ms. Nancy L. Mello

A-3 REGULAR MEETING: (Incoming Town Council):

1. Ms. Nancy Mello, Town Clerk
 - a. Request Newly-Sworn Council Members be Seated
 - b. Takes Roll Call of Town Council
 - c. Conduct Election of Town Council President
2. Town Council President-Elect:
 - a. Election of Vice President
 - b. Remarks – Newly Elected Town Council Members

A-4 BUSINESS BROUGHT BEFORE THE COUNCIL

APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

A. CONSENT AGENDA:

(C.A.) 1. Receipt of Minutes from the Following Boards, Commissions

- | | |
|-----------------------------------|---|
| a. Cemetery Commission (2) | f. Personnel Board |
| b. Economic Dev Commission | g. Prevention Coalition (2) |
| c. Historical Cemetery Commission | h. Recycling Committee |
| d. Library Board of Trustee | i. Wastewater Management (2) |
| e. Open Space Commission | j. Landfill Joint Sub-Comm. & Recycling |
| | k. Planning Board (4) |

(C.A.) 2. CORRESPONDENCE

- a. Received From National grid Expressing Thanks to Community for Assistance
During Recent Natural Gas Outage
- b. Resolution Received From Town of Middletown Regarding Ride Transportation Co-
Share Directive
- c. Receipt of Newport County Convention and Visitors Bureau Auditor Report
Available in Town Clerk's Office

(C.A.) 3. Tax Assessor Request Approval of Tax Abatements (A and B)

(C.A.) 4. Requests Distributed for Appointment at Next Council Meeting

- a. Juvenile Hearing Board
- b. Historic Preservation Advisory Board
- c. Housing Authority
- d. Library Board of Trustees

B – PUBLIC HEARING – ADVERTISED

1. Proposed Adoption of an Ordinance to Amending Chapter 22 to Formalize and Elaborate on Existing Practices for Entertainment at Business Establishments and/or for Money-Making Purposes - **Continuance of Public Hearing to December 8th Meeting Per Council Instruction**
2. Town Administrator – Proposed Annual Review and Amendment to Various Fees, Fines and Permit Costs as Authorized by Ordinance and Previously Set Forth in Code
Continuance of Public Hearing to December 8th Meeting Per Council

C - BOARD OF LICENSING COMMISSIONERS

PUBLIC HEARING – ADVERTISED

3. Show Cause Hearing for Spa Island Enterprises, Inc. d/b/a Lil' Bear Lounge
Requested by RI State Fire Marshal's Office, Tiverton Fire and Tiverton Code Enforcement for Liquor License, Victualling and Tobacco License
Continued From November 10th Meeting
4. Philip & Cheryl DeDucca - Nonnis, Inc. d/b/a Nonnis Kitchen and Pasta Shop
Requesting Full Liquor BV License – Subject to Meeting All Legal Requirements
5. Town Clerk – Annual Renewal of Auto Junkyard and Second Hand Dealer Licenses –
Subject to Meeting All Legal Requirements – See Attached List
6. Town Clerk – Annual Renewal of Liquor Licenses – Subject to Meeting All Legal Requirements

C -1 BOARD OF LICENSING COMMISSIONERS (Non-Advertised)

7. New Request - Leo Teixeira d/b/a Leo's Greenhouse – Request Holiday License –
Subject to Meeting All Legal Requirements
8. Bay Street Properties, d/b/a Seabreeze Restaurant – Requests Permission to Remain
Open Until 2 o'clock a.m. on New Year's Eve - Subject to Meeting Council
Restrictions
9. Town Clerk – Annual Renewal of Licenses– Subject to Meeting All Legal
Requirements – Lists of Businesses Attached
 - a. Antique Licenses
 - b. Manufactured Home Elderly Community License – Planning Board and
Building/Zoning Official Recommendations
 - c. Mobile Home Park Licenses
 - d. Petroleum Storage Licenses
 - e. Street Excavators Licenses
 - f. Tobacco Dealers and Cigarette Vending Machine Licenses
 - g. Victualling Licenses
 - h. Holiday Business Licenses
 - i. Route 177 Flea Market License
 - j. Entertainment Licenses

D - APPOINTMENTS & RESIGNATIONS:

E - UNFINISHED BUSINESS:

F – FINANCIAL BUSINESS:

G - NEW BUSINESS:

1. Attorney Stephen Haire Representing Joseph Bossom and Church Community Housing Corporation Requesting Scheduling of Public Hearing for Street Abandonment for December 22nd or January 12th

H – BIDS AND REQUESTS FOR PROPOSALS

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Request to Schedule Workshop for Town Council, Elected Officials and All Town Boards and Commissions “Your Roll as a Public Official” January 5, 2009

BRIEF RECESS FOR ELECTION SOCIAL

5. CLOSED EXECUTIVE SESSION

1. Town Administrator – 42-46-5(a)(5) – Possible Acquisition or Disposition of Town Held Property (Industrial Park)
2. Town Solicitor - Litigation – 42-46-5(a) (2)
3. Town Solicitor – 42-46-5(a)(6) – Prospective Business (Industrial Park)
4. Town Administrator – Collective Bargaining AFSCME 42-46-5(a)(2)

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. **ADJOURNMENT** Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”

